

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

Andy Gonzalez,

Plaintiff,

v.

Cecilia Benabidez,

Defendant.

No. CV-24-00452-TUC-LCK

ORDER

On December 16, 2024, Magistrate Judge Lynette C. Kimmins issued a Report and Recommendation (“R&R”), recommending that the District Court enter an order dismissing this case without prejudice and directing the Clerk of Court to close this case after Plaintiff failed to amend the Complaint and failed to pay the filing fee or resubmit the Application to Proceed Without Prepaying Costs. (Doc. 10.) Judge Kimmins notified the parties they had fourteen days to object to the R&R. (*Id.*) No objections have been filed.

The standard of review of a magistrate judge’s R&R is dependent upon whether a party objects: where there is no objection to a magistrate’s factual or legal determinations, the district court need not review the decision “under a de novo or any other standard.” *Thomas v. Arn*, 474 U.S. 140, 150 (1985).

The Court has reviewed the pertinent documents in this matter and agrees with the Magistrate Judge’s conclusions.

